

LEO DROZDOFF, *Administrator*

(775) 687-4670
Administration
Facsimile 687-5856

Water Quality Planning
Water Pollution Control
Facsimile 687-4684

Mining Regulation & Reclamation
Facsimile 684-5259

State of Nevada
KENNY C. GUINN
Governor



ALLEN BIAGGI, *Director*

Air Pollution Control
Air Quality Planning
Facsimile 687-6396

Waste Management
Federal Facilities

Corrective Actions
Facsimile 687-8335
NDEP.nv.gov

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES
DIVISION OF ENVIRONMENTAL PROTECTION

333 W. Nye Lane, Room 138
Carson City, Nevada 89706

June 1, 2005

NOTICE OF PROPOSED ACTION

The Administrator, Division of Environmental Protection, Carson City, Nevada is issuing the following notice of intent to revoke under the Nevada Revised Statutes (NRS) and the Federal Clean Water Act (CWA). The Administrator is proposing to revoke Authorization to Apply Domestic Septage NEV98006 issued to the following Permittee:

Burgess Septic Tank Service
William J. Pearson
57 Manha Lane
Yerington, Nevada 89447

The Permittee is authorized to land apply domestic septage and grease trap material to one hundred twenty acres of nutrient deficient agricultural land at 46 East Pursel Lane, Yerington, Lyon County, Nevada, formerly Holbrook Farms. The Permittee is also authorized to store a maximum of 12,000 gallons of domestic septage and grease trap material on-site in a steel below ground storage tank.

The Permittee is not in compliance with Parts I.A.2. Monitoring Requirements; I.A.15.b. Schedule of Compliance – Operations and Maintenance Manual; I.A.15.c. Schedule of Compliance – Land Owner Authorization; and I.A.17. Annual Fee of the permit.

Based on preliminary review of the NRS, the CWA, and implementing regulations, the Administrator proposes to revoke permit NEV98006. Comments or requests for a hearing, pursuant to Nevada Administrative Code-Water Pollution Control, regarding the proposed administrative determination(s) should be submitted, in writing, to:

Department of Conservation and Natural Resources
Division of Environmental Protection
Bureau of Water Pollution Control
333 West Nye Lane Room 138
Carson City, Nevada 89706-0851

Comments or objections must be received within the 30-day comment period, which begins on the date of this publication, and must be postmarked or received via facsimile or e-mail before 5:00 PM on July 1, 2005 will be considered in the formulation of final determination(s). If written comments indicate a significant degree of public interest in the proposed permit revocation, the Administrator may hold a public hearing. Public notice of such hearing will be issued not less than thirty (30) days prior to the hearing date. If a hearing is not held and the determination(s) of the Administrator are substantially changed from the tentative determinations, the Administrator will publicly notice the revised determinations. Additional comments and objections will be considered at that time.

The permit, comments received, and other information are on file and may be copied, or copies may be obtained by writing to the above address or by contacting Bruce Holmgren at (775) 687-9423; facsimile: (775) 687-4684; or e-mail: <mailto:bholmgre@ndep.nv.gov>. This notice can be viewed at the following website address: <http://ndep.nv.gov/admin/public.htm>.

Please bring the foregoing notice to the attention of all persons whom you know may be interested in this matter.